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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/090,557

03/01/2002

Hawley K. Rising III

080398.P515

008791 BLAKELY SOKOLOFF TAYLOR & ZAFMAN 12400 WILSHIRE BOULEVARD, SEVENTH FLOOR LOS ANGELES, CA 90025



Date Mailed: 04/08/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

ORIGINALLY FILEDS

5/31/2002 BABRAHA1 00000110 10090557

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Docket No.: 080398.P515



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	Application of:)		•
H	awley K. Rising III) Examiner: Not	Yet Assigno	ed
Appli	cation No.: 10/090,557) Art Unit: 2611		COPY OF PAPERS ORIGINALLY FILED
Filed	March 1, 2002)		
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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION (FILING DATE GRANTED)

In response to the Notice to File Missing Parts of Application (Filing Date Granted) mailed April 8, 2002, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$130.00 in payment of the surcharge of 37 C.F.R. § 1.16(e); and
- (3) a copy of the PTO Notice to File Missing Parts of Nonprovisional Application.

If any additional fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 1727 /57, 2002

Sheryl Sue Holloway Reg. No. 37,850

12400 Wilshire Blvd. Seventh Floor Los Angeles, CA 90025-1026 (408) 720-8300

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PTO/SB/17(09/00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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	[]	Charge	e Any A	dditional Fee Required Under 37	CFR 1.16 an	d 1.17		
	[]	Applic	ant clai	ms small entity status. See 37 C	FR 1.27			
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104	280	204	140	Multiple dependent claim, if no				
109	84	209	42	**Reissue independent claims		patent		
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SUBTOTAL (2) \$

FEE CALCULATION (continued) 3. **ADDITIONAL FEES** Large Entity **Small Entity** Fee Fee Fee Fee Code Code Fee Description Fee Paid (\$) (\$) 105 130 205 65 Surcharge - late filing fee or oath 130.00 50 227 25 Surcharge - late provisional filing fee or cover sheet 127 130 139 Non-English specification 139 130 For filing a request for ex parte reexamination 147 2.520 147 2,520 099 8.800 099 8.800 Request for inter parties reexamination 920* 920* Requesting publication of SIR prior to Examiner action 112 112 1,840* 113 113 1,840* Requesting publication of SIR after Examiner action 115 110 215 55 Extension for reply within first month 116 400 216 200 Extension for reply within second month 920 Extension for reply within third month 117 217 460 720 Extension for reply within fourth month 118 1,440 218 Extension for reply within fifth month 128 1.960 228 980 119 320 219 160 **Notice of Appeal** 120 320 220 160 Filing a brief in support of an appeal 121 280 221 140 Request for oral hearing 138 1.510 138 1.510 Petition to institute a public use proceeding 140 110 240 Petition to revive – unavoidable 55 640 Petition to revive - unintentional 141 1,280 241 Utility issue fee (or reissue) 142 1,280 242 640 143 460 243 230 Design issue fee 144 620 244 310 Plant issue fee 122 130 122 130 **Petitions to the Commissioner** 123 50 123 50 Processing fee under 37 CFR 1.17(q) 126 180 126 180 **Submission of Information Disclosure Stmt** 581 40 581 40 Recording each patent assignment per property (times number of properties) 146 246 370 For filing a submission after final rejection 740 (see 37 CFR 1.129(a)) **Statutory Disclaimer** 148 110 248 55 149 249 370 For each additional invention to be examined 740 (see 37 CFR 1.129(b)) 370 Request for Continued Examination (RCE) 179 740 279 169 900 169 900 Request for expedited examination of a design application 300 195 300 195 Publication fee for early, voluntary, or normal pub. 300 196 196 300 Publication fee for republication 194 130 194 130 Request for voluntary publication or republication Processing fee under 37 CFR 1.17(i) (except provisionals) 098 130 098 130 091 1,280 091 1,280 Acceptance of unintentionally delayed claim for priority Other fee (specify) Other fee (specify) SUBTOTAL (3) \$ 130.00 'Reduced by Basic Filing Fee Paid SUBMITTED BY.

<u> </u>	<u> </u>	<u> </u>

Typed or Printed Name: Sheryl Sue Holloway

Signature:

Date: 11/4/ 15, 7002

Reg. Number: <u>37,850</u> Telephone Number: <u>(408) 72-8300</u>